

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**IN RE: MICHAEL N. PALM  
LEE ANN PALM**

**Debtors**

)  
) **Case No. 17-20303CMB**  
)  
) **Chapter 13**  
)  
X

**ORDER OF COURT**  
**(Check Boxes That Apply)**

☒ **Confirming Plan on Final Basis**

☐ **Chapter 13 Plan dated:**

☐ **Authorizing Distributions Under Plan  
On Interim Basis Solely as Adequate  
Protection**

☒ **Amended Chapter 13 dated:  
January 31, 2022**

IT IS HEREBY ORDERED that pursuant to the plan identified above (the “Plan”), as the same may be modified by this Order, the Chapter 13 Trustee is authorized to make distributions to creditors holding allowed claims from available funds on hand. Such distributions shall commence no earlier than the Chapter 13 Trustee’s next available distribution date after the first day of the month following the date on which this Order is entered on the Court’s docket.

IT IS FURTHER ORDERED that those terms of the Plan which are not expressly modified by this Order shall remain in full force and effect. To the extent any terms and conditions of the Plan are in conflict with this Order, the terms of this Order shall supersede and replace any conflicting terms and conditions of the Plan.

**1. Unique Provisions Applicable Only to This Case: *Only those provisions which are checked below apply to this case:***

- ☒ A. For the remainder of the Plan term, the periodic monthly Plan payment is amended to be \$961.00, beginning March 2022. To the extent there is no wage attachment in place or if an existing wage attachment is insufficient to fund the Plan payments, counsel to the Debtor(s) shall within seven (7) days hereof file a wage attachment motion (or motions) to fully fund the Plan payments, or shall sign up for and commence payments under the Trustee’s TFS online payment program.

- ☐ B. The length of the Plan is changed to a total of at least \_\_\_\_ months. This statement of duration of the Plan is an approximation. The Plan shall not be completed until the goals of the Plan have been achieved.
- ☐ C. To the extent this Order is entered as a form of adequate protection, the Trustee is authorized to distribute to secured and priority creditors with percentage fees payable to the Chapter 13 Trustee on receipt as provided for in 28 U.S.C. §586. ***Continued conciliation conferences before the Trustee or contested hearings before the Court shall proceed on such dates and times as appear on the case docket.*** The Trustee is deemed to have a continuous objection to the Plan until such time the Plan is confirmed on a final basis.

**PARTIES ARE REMINDED OF THEIR DUTY TO MONITOR THE COURT'S DOCKET AND ATTEND DULY SCHEDULED HEARINGS. THE PARTIES ARE FURTHER REMINDED OF THEIR DUTY TO MEET AND CONFER AND OTHERWISE ENGAGE IN GOOD FAITH SETTLEMENT NEGOTIATIONS WITH RESPECT TO ANY OBJECTION TO PLAN CONFIRMATION. FAILURE TO COMPLY WITH THESE DUTIES MAY RESULT IN THE IMPOSITION OF SANCTIONS AGAINST THE OFFENDING PARTY.**

- ☐ D. Plan confirmation is subject to the resolution of all actions to determine the avoidability, priority, or extent of liens; including determination of the allowed amount of secured claims under *11 U.S.C. §506*, disputes over the amount and allowance of claims entitled to priority under *11 U.S.C. §507*, and all objections to claims.
- ☐ E. The allowed claims of general unsecured creditors shall be paid from available funds on a pro rata basis, which may represent an increase or decrease in the amount projected in the Plan.
- ☐ F. The following utility creditor \_\_\_\_\_ shall be paid monthly payments of \$\_\_\_\_\_ beginning with the Trustee's next distribution and continuing for the duration of the Plan's term, to be applied by that creditor to its administrative claim, ongoing budget payments and/or security deposit. These payments shall be at the third distribution level.
- ☐ G. The claims of the following creditors shall govern as to amount, classification and rate of interest (or as otherwise noted), unless the Debtor(s) successfully objects to the claim:
- 
- ☒ H. The secured claims of the following creditors shall govern as to claim amount, to be paid at the modified plan interest rate in a monthly amount to be determined by Trustee to pay the claim in full during the Plan term:
- US Bank Trust NA Claim #21

- ☐ I. The secured claim(s) of the following creditors shall govern as to claim amount, to be paid at the indicated interest rate in a monthly amount to be determined by Trustee to pay in full during the Plan term:
- 
- ☐ J. The secured claim(s) of the following creditor(s) shall govern, following all allowed post-petition payment change notices filed of record:
- 
- ☐ K. Additional Terms and Conditions:
- 

**2. Deadlines. The following deadlines are hereby established and apply to this case:**

**A. Applications to retain brokers, sales agents, or other professionals.** If the Plan contemplates a sale or sales of assets or the recovery of litigation proceeds as a source of funding, Debtor(s) shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

**B. Review of Claims Docket and Objections to Claims.** Pursuant to *W.P.A.LBR 3021-1(c)(2)*, the Debtor(s) (or Debtor(s)' attorney, if represented), shall review the proofs of claim filed in this case and shall file objections (1) to any disputed timely filed claims within ninety (90) days after the claims bar date, or (2) to any disputed late filed or amended claims within ninety (90) days after the amended and/or late claims are filed and served. Absent a timely objection or further order of the Court, the timely filed proof of claim will govern as to the classification and amount of the claim; provided however, no creditor shall receive a distribution in this case until such time as the relevant allowed claim is provided for in the Plan or any subsequent amended plan.

**C. Motions or Complaints Pursuant to §§506, 507 or 522.** All actions to determine the priority, avoidability, or extent of liens, and all actions pursuant to *11 U.S.C. §§506, 507 and 522* shall be filed within ninety (90) days after the claims bar date.

**D. Filing Amended Plans or Other Stipulation.** Within fourteen (14) days after the Bankruptcy Court resolves the priority of a claim, avoidability of a lien or interest, or extent of a lien, or any objection to claim, the Debtor(s) shall file an Amended Plan or Stipulated Order Modifying Plan to provide for the allowed amount of the lien or claim if the allowed amount and/or treatment differs from the amount and/or treatment stated in the Plan. The Debtor(s) or Counsel for Debtor(s) should inquire with the Chapter 13 Trustee regarding whether an Amended Plan or proposed Stipulated Order Modifying Plan is the preferred course of action. In addition, if after the conclusion of the claims bar date and any associated litigation, the Plan is underfunded, Debtor(s) shall also file (1) an amended Plan increasing the monthly Plan payment, and (2) a revised wage attachment to provide for the increased funding.

**3. Additional Provisions. The following additional provisions apply in this case:**

**A.** Any creditor who files or amends a proof of claim shall serve a copy on the Debtor(s) or counsel for the Debtor(s).

**B.** The Trustee shall hold in reserve any distributions under the Plan to any creditor who holds a claim that is provided for in the Plan but which is subject to a duly filed claims objection. Upon entry of further order of the Court, or ultimate allowance of the disputed claim provided for in the Plan, the Trustee may release the reserve and make distribution to the affected creditor. Unless otherwise permitted by separate Order of Court, Trustee shall not commence distributions to unsecured creditors until after the later of the government bar date and a filed notice of an intention to pay claims (the later date being the "Earliest Unsecured Distribution Date"). Trustee may, but has no obligation to, further defer distributions to unsecured creditors until a later date after the Earliest Unsecured Distribution Date.

**C.** Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payments, shall notify the Trustee, Debtor(s)' counsel and Debtor(s) at least twenty-one (21) days prior to the change taking effect.

**D.** Debtor(s)' counsel must file a fee application in accordance with *W.P.A.LBR 2016-1* before attorney fees in excess of the "no look" provision (including retainer) will be allowed or paid.

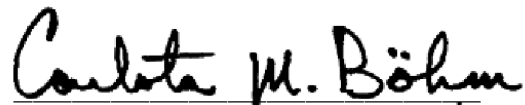
**E.** The Trustee shall file a *Certificate of Default and Request for Dismissal* of the case in the event of a material Plan default.

**F.** In the event that any order is entered in this case granting relief from the automatic stay to a secured creditor, then the Trustee shall make no further disbursements to any creditor on account of any allowed ***secured claim*** (that is secured by the property subject to the relief from stay order), unless otherwise directed by further Order of Court.

**G.** The Debtor(s) shall maintain all policies of insurance on all property of the Debtor(s) and this estate as required by law and/or contract.

**H.** The Debtor(s) shall pay timely all post-confirmation tax liabilities directly to the appropriate taxing authorities as they become due.

Dated: March 7, 2022



Carlota M. Böhm

dmr

Chief United States Bankruptcy Court Judge

cc: All Parties in Interest to be served by Clerk

FILED  
3/7/22 10:29 am  
CLERK  
U.S. BANKRUPTCY  
COURT - WDPA

In re:  
Michael N. Palm  
Lee Ann Palm  
Debtors

Case No. 17-20303-CMB  
Chapter 13

## CERTIFICATE OF NOTICE

District/off: 0315-2  
Date Rcvd: Mar 07, 2022

User: auto  
Form ID: pdf900

Page 1 of 3  
Total Noticed: 39

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
##	Addresses marked '##' were identified by the USPS National Change of Address system as undeliverable. Notices will no longer be delivered by the USPS to these addresses; therefore, they have been bypassed. The debtor's attorney or pro se debtor was advised that the specified notice was undeliverable.

### Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Mar 09, 2022:

Recip ID	Recipient Name and Address
db/jdb	+ Michael N. Palm, Lee Ann Palm, 1337 Beverly Road, McKeesport, PA 15133-3607
cr	+ South Allegheny School District, /co Maiello Brungo & Maiello, LLP, 100 Purity Road, Suite 3, Pittsburgh, PA 15235-4441
14355320	+ CBCS, PO Box 2724, Columbus, OH 43216-2724
14355322	+ County of Allegheny, c/o Jordan Tax Service, 102 Rahway Road, McMurray, PA 15317-3349
14355324	+ Ditech Mortgage, P.O. Box 6172, Rapid City, SD 57709-6172
14355326	+ ERC, PO Box 1259, Dept. 98696, Oaks, PA 19456-1259
14355325	+ Easy Pay Car Finance, PO Box 2549, Carlsbad, CA 92018-2549
14355329	+ Jefferson Regional Medical Center, PO Box 3475, Toledo, OH 43607-0475
14393656	+ Port Vue Borough, c/o Keystone Collections Group, 546 Wendel Road, Irwin, PA 15642-7539
14355334	+ South Allegheny School Dist & Portvue, c/o Kratzenberg, Lazzaro, Lawson, 546 Wendel Road, Irwin, PA 15642-7539
14393645	+ South Allegheny School District(Port Vue Borough), c/o Keystone Collections Group, 546 Wendel Road, Irwin, PA 15642-7539
14423170	+ University of Pittsburgh Physicians, PO Box 1123, Minneapolis MN 55440-1123

TOTAL: 12

### Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/Text: ebnjts@grblaw.com	Mar 07 2022 23:13:00	County of Allegheny, Goehring, Rutter, and Boehm, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219, UNITED STATES 15219-6101
cr	+ Email/Text: bncmail@w-legal.com	Mar 07 2022 23:14:00	Synchrony Bank, c/o Weinstein & Riley, P.S., 2001 Western Ave., Suite #400, Seattle, WA 98121-3132
14355318	+ Email/Text: kristin.villneave@allianceoneinc.com	Mar 07 2022 23:13:00	Alliance One, 4850 Street Road, Suite 300, Feasterville Trevose, PA 19053-6643
14394507	+ Email/Text: BNC-ALLIANCE@QUANTUM3GROUP.COM	Mar 07 2022 23:13:00	COMENITY CAPITAL BANK, C O WEINSTEIN & RILEY, PS, 2001 WESTERN AVENUE, STE 400, SEATTLE, WA 98121-3132
14963664	+ Email/Text: BKBCNMAIL@carringtonms.com	Mar 07 2022 23:13:00	Carrington Mortgage Services, LLC, 1600 South Douglass Road, Anaheim, CA 92806-5951
14355319	+ Email/PDF: MerrickBKNotifications@Resurgent.com	Mar 07 2022 23:27:12	Carson Smithfield, PO Box 9216, Old Bethpage, NY 11804-9016
14521211	+ Email/Text: bankruptcy@capvs.com	Mar 07 2022 23:14:00	Cavalry SPV I, LLC, 500 Summit Lake Drive, Ste 400, Valhalla, NY 10595-2321
14395624	+ Email/Text: ebnjts@grblaw.com	Mar 07 2022 23:13:00	County of Allegheny, Goehring, Rutter & Boehm, c/o Jeffrey R. Hunt, Esquire, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219-6101
14355323	+ Email/PDF: creditonebknotifications@resurgent.com		

District/off: 0315-2

User: auto

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Form ID: pdf900

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		Mar 07 2022 23:27:13	Credit One, P.O. Box 98872, Las Vegas, NV 89193-8872
14361840	Email/Text: mrdiscen@discover.com	Mar 07 2022 23:13:00	Discover Bank, Discover Products Inc, PO Box 3025, New Albany, OH 43054-3025
14519699	+ Email/Text: kbarkley@bernsteinlaw.com	Mar 07 2022 23:14:00	Duquesne Light Company, c/o Peter J. Ashcroft,, Bernstein-Barkley, P.C., 707 Grant St., Suite 2200, Gulf Tower,, Pittsburgh, PA 15219-1945
14355328	+ Email/Text: bankruptcy@huntington.com	Mar 07 2022 23:14:00	Huntingdon National Bank, P.O. Box 89424, Cleveland, OH 44101-6424
14355321	Email/PDF: ais.chase.ebn@aisinfo.com	Mar 07 2022 23:27:21	Chase, P.O. Box 15299, Wilmington, DE 19850
14381891	Email/PDF: resurgentbknofications@resurgent.com	Mar 07 2022 23:27:23	LVNV Funding, LLC its successors and assigns as, assignee of FNB, LLC, Resurgent Capital Services, PO Box 10587, Greenville, SC 29603-0587
14382002	Email/PDF: MerrickBKNotifications@Resurgent.com	Mar 07 2022 23:27:12	MERRICK BANK, Resurgent Capital Services, PO Box 10368, Greenville, SC 29603-0368
14411531	+ Email/Text: bankruptcydpt@mcmcg.com	Mar 07 2022 23:14:00	MIDLAND FUNDING LLC, PO Box 2011, Warren, MI 48090-2011
14355332	Email/PDF: Citi.BNC.Correspondence@citi.com	Mar 07 2022 23:27:19	NTB, P.O. Box 6003, Hagerstown, MD 21747
14355330	+ Email/Text: list-nes-clientservicesreps-all@nes1.com	Mar 07 2022 23:13:00	National Enterprise Systems, 2479 Edison Blvd., Unit A, Twinsburg, OH 44087-2476
14355331	+ Email/Text: ngisupport@radiusgs.com	Mar 07 2022 23:13:00	Northland Group, PO Box 390905, Minneapolis, MN 55439-0905
14638817	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Mar 07 2022 23:27:23	Portfolio Recovery Associates, LLC, POB 12914, Norfolk VA 23541
14355333	+ Email/PDF: gecsed@recoverycorp.com	Mar 07 2022 23:27:31	PayPal Credit, PO Box 5138, Lutherville Timonium, MD 21094-5138
14386294	Email/Text: bnc-quantum@quantum3group.com	Mar 07 2022 23:13:00	Quantum3 Group LLC as agent for, JH Portfolio Debt Equities LLC, PO Box 788, Kirkland, WA 98083-0788
14355335	Email/Text: amieg@stcol.com	Mar 07 2022 23:13:00	State Collections, 2509 S. Stoughton Road, Madison, WI 53716
14953511	+ Email/Text: bncmail@w-legal.com	Mar 07 2022 23:14:00	SYNCHRONY BANK, c/o Weinstein & Riley, P.S., 2001 Western Ave, Ste 400, Seattle, WA 98121-3132
14355336	+ Email/PDF: gecsed@recoverycorp.com	Mar 07 2022 23:27:22	Synco/Lowes, PO Box 965005, Orlando, FL 32896-5005
14357189	+ Email/Text: bankruptcy@huntington.com	Mar 07 2022 23:14:00	The Huntington National Bank, P.O. Box 89424, Cleveland, OH 44101-6424
15453944	+ Email/Text: bkteam@selenefinance.com	Mar 07 2022 23:13:00	U.S. Bank Trust National Association, et al., C/O SELENE FINANCE LP, 9990 Richmond Ave. Suite 400 South, Houston, TX 77042-4546

TOTAL: 27

## BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Duquesne Light Company
cr		U.S. Bank Trust National Association, not in its i
cr		Wilmington Savings Fund Society, FSB, as trustee o
14355327	##+	FMA Alliance LTD, 11811 North Freeway, Suite 900, Houston, TX 77060-3292

TOTAL: 3 Undeliverable, 0 Duplicate, 1 Out of date forwarding address

District/off: 0315-2

User: auto

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Date Rcvd: Mar 07, 2022

Form ID: pdf900

Total Noticed: 39

## NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Mar 09, 2022

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on March 7, 2022 at the address(es) listed below:

Name	Email Address
Brian Nicholas	on behalf of Creditor Wilmington Savings Fund Society FSB, as trustee of Stanwich Mortgage Loan Trust A bnicholas@kmlawgroup.com
Brian Nicholas	on behalf of Creditor U.S. Bank Trust National Association not in its individual capacity but solely as owner trustee for RCF 2 Acquisition Trust c/o U.S. Bank Trust National Association bnicholas@kmlawgroup.com
Jeffrey R. Hunt	on behalf of Creditor County of Allegheny jhunt@grblaw.com
Jennifer L. Cerce	on behalf of Creditor South Allegheny School District jlc@mbm-law.net
Office of the United States Trustee	ustpreion03.pi.ecf@usdoj.gov
Peter J. Ashcroft	on behalf of Creditor Duquesne Light Company pashcroft@bernsteinlaw.com ckutch@ecf.courtdrive.com;acarr@bernsteinlaw.com
Ronda J. Winnecour	cmecf@chapter13trusteedpa.com
Shawn N. Wright	on behalf of Joint Debtor Lee Ann Palm shawn@shawnwrightlaw.com wrightshawn@hotmail.com;wrightshawn49@gmail.com;wrightshawnecf@gmail.com;molly@shawnwrightlaw.com
Shawn N. Wright	on behalf of Debtor Michael N. Palm shawn@shawnwrightlaw.com wrightshawn@hotmail.com;wrightshawn49@gmail.com;wrightshawnecf@gmail.com;molly@shawnwrightlaw.com

TOTAL: 9